

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

THE ANNUITY, PENSION, WELFARE and TRAINING
FUNDS of the INTERNATIONAL UNION OF OPERATING
ENGINEERS, LOCAL 14-14B, AFL-CIO by its TRUSTEES
EDWIN L. CHRISTIAN, CHRIS CONFREY, JOHN CRONIN,
FRANCIS P. DiMENNA, ALFRED GEROSA, JOHN HYERS,
DANIEL NOESGES and JOHN F. O'HARE, and JOHN and
JANE DOE, as Beneficiaries of the ANNUITY, PENSION,
WELFARE and TRAINING FUNDS of the INTERNATIONAL
UNION OF OPERATING ENGINEERS, LOCAL 14-14B,
AFL-CIO,

STIPULATION OF
DISCONTINUANCE
WITH PREJUDICE

CV-06-1023(ARR)(KAM)

Plaintiffs,

-against-

LES SUB SURFACE PLUMBING CO. and
LES FISCHER, individually,

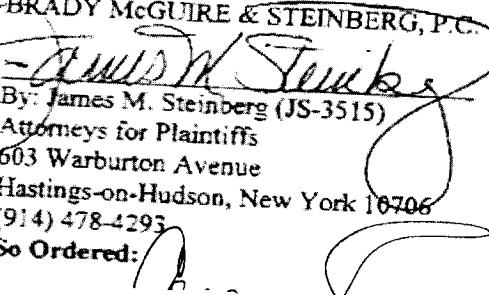
Defendants.

X

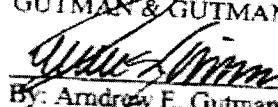
IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the
attorneys of record for the parties to the above-entitled action, that whereas no party is an infant,
incompetent person for whom a committee has been appointed and no person not a party has an
interest in the subject matter of the action, the above-entitled action be, and the same hereby is
discontinued with prejudice as against Defendants LES SUB SURFACE PLUMBING CO. and LES
FISCHER and without costs to either parties as against the others. This Stipulation may be filed
without further notice with the Clerk of the Court.

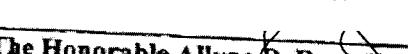
Dated: Hastings-on-Hudson, New York
June 30, 2006

BRADY McGUIRE & STEINBERG, P.C.


By: James M. Steinberg (JS-3515)
Attorneys for Plaintiffs
603 Warburton Avenue
Hastings-on-Hudson, New York 10706
(914) 478-4293
So Ordered:

GUTMAN & GUTMAN, LLP


By: Andrew E. Gutman (AG-2557)
Attorneys for Defendants
19 Roslyn Road
Mineola, New York 11501
(516) 248-0470


The Honorable Allyne R. Ross, U.S.D.J.

7/26/06